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8 STATE FARM MUTUAL

9 AUTOMOBILE INSURANCE COMPANY

10
11 **IN THE UNITED STATES DISTRICT COURT**
12 **FOR THE CENTRAL DISTRICT OF CALIFORNIA**
13 **SOUTHERN DIVISION**

14 NETWORK SIGNATURES, INC.,
15 a California corporation,

16 Plaintiff,

17
18 v.

19 STATE FARM MUTUAL
20 AUTOMOBILE INSURANCE
21 COMPANY,

22 Defendant.

Case No.: SACV 11-00982-JVS (RNBx)

16 **STATE FARM MUTUAL**
17 **AUTOMOBILE INSURANCE**
18 **COMPANY'S NOTICE OF MOTION**
19 **AND MOTION FOR SUMMARY**
20 **JUDGMENT**

Date: May 14, 2012

Time: 1:30 p.m.

Ctrm: 10-A

Judge: Honorable James V. Selna

Date Action Filed: June 30, 2011

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28 **NOTICE OF MOTION FOR**
SUMMARY JUDGMENT

CASE NO. SACV 11-00982- JVS

1 STATE FARM MUTUAL
2 AUTOMOBILE INSURANCE
3 COMPANY,

4 Counter-Claimant,

5 v.

6 NETWORK SIGNATURES, INC., a
7 California corporation,

8 Counter-Defendant.

9 TO PLAINTIFFS AND COUNTER DEFENDANTS AND THEIR ATTORNEYS
10 OF RECORD:

11 PLEASE TAKE NOTICE that on May 14, 2012 at 1:30 p.m. in Courtroom 10-A of
12 the above-entitled Court, located at 411 West Fourth Street, Santa Ana, California,
13 92701, defendant and counter claimant State Farm Mutual Automobile Insurance
14 Company (“State Farm”) will and does hereby move for summary judgment as to the
15 claims of plaintiff Network Signatures, Inc. (“Plaintiff”) and on its unenforceability
16 counterclaim.

17 This motion will be made pursuant to Federal Rule of Civil Procedure 56 on the
18 ground that there is no triable issue of material fact and that State Farm is entitled to
19 summary judgment as a matter of law as to the following issue:

20 1. U.S. Patent No. 5,511,122 is unenforceable on the grounds of inequitable
21 conduct.

22 This motion will be based on this Notice of Motion, State Farms’ Memorandum of
23 Points and Authorities in Support of its Motion for Summary Judgment as to
24 Unenforceability, the Declaration of William Beard in Support of State Farms’ motion
25 and the documents and records attached thereto, any oral argument that may be presented
26 at the hearing on this motion and any other matter that the Court deems appropriate.
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28 NOTICE OF MOTION FOR
SUMMARY JUDGMENT

CASE NO. SACV 11-00982-JVS

1 Dated: April 16, 2012

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3 Respectfully submitted,

4
5 /s/ William Beard

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